House File 686 - Introduced

Passed House, Date
Passed House, Date Nays Vote: Ayes Nays Nays Approved A BILL FOR 1 An Act expanding access to the low a communications network by adding classifications of eligible users of the network. 3 BR IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 4 TISB 2141YH 82 5 rn/je/5 PAG LIN 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 2 amended to read as follows: 1 4 a nonprofit institution of higher education eligible for 1 to the interior of the section 1 to the provided in section 1 to the provided in section 1 to 1 plus 1 pl
Vote: Ayes Nays Nays Nays Approved
Vote: Ayes Nays Nays Nays Approved
A BILL FOR 1 An Act expanding access to the Iowa communications network by adding classifications of eligible users of the network. 3 BE IT EMACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 4 TLSB 2141YH 82 5 rn/je/5 PAG LIN 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a notefor=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 2 following new subsection: 1 13 NEM SUBSECTION. 4A. "Private individual" means a private 1 4 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 2 setablish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 5 by the commission to be charged to a hospital licensed 2 6 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government, a not-for-profit organization, or a private 3 1 individual shall be at an appropriate rate so that, at a 1 19 minimum, there is no state subsidy related to the costs of the 3 10 connection or use of the network related to such user. Fees 3 1 charged to a not-for-profit organization, or a private 4 strictly for purposes as sociate
1 An Act expanding access to the Iowa communications network by adding classifications of eligible users of the network. 3 BE IT EMACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 4 TISB 2141YH 82 5 rn/je/5 PAG LIN 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, er a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not-for-profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 2 following new subsection: 1 13 NEM SUBSECTION. 4A. "Private individual" means a private 1 4 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 2 setablish all hourly rates to be charged to all authorized 2 operation of the system excluding the cost of construction and 2 lease costs for Parts I, II, and III. The commission shall 2 commission to be charged to a hospital licensed 2 pursuant to chapter 135B, a physician clinic, or the federal 2 pursuant to chapter 135B, a physician clinic, or private 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not-for-profit organization, or a private 1 33 BD.13 subsection 50. 2 5 business of the not-for-profit organization, conditioned upon 2 considered a private agency
adding classifications of eligible users of the network. BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 4 TISB 2141YH 82 5 rn/je/5 PAG LIN 1 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not-for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 2 following new subsection: 1 3 NEW SUBSECTION. 4A. "Private individual" means a private 1 4 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 operation of the system excluding the cost of construction and 2 1 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 5 by the commission to be charged to a hospital licensed 2 6 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government. a not=for=profit organization or a private 1 2 1 minimum, there is no state subsidy related to the costs of the 1 20 minimum, there is no state subsidy related to the costs of the 2 9 minimum, there is no state subsidy related to such user. Fees 3 1 charged to a not=for=profit organization or a private 1 2 individual shall be at an appropriate rate so that, at a 1 2 minimu
adding classifications of eligible users of the network. BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 4 TISB 2141YH 82 5 rn/je/5 PAG LIN 1 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not-for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 2 following new subsection: 1 3 NEW SUBSECTION. 4A. "Private individual" means a private 1 4 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 operation of the system excluding the cost of construction and 2 1 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 5 by the commission to be charged to a hospital licensed 2 6 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government. a not=for=profit organization or a private 1 2 1 minimum, there is no state subsidy related to the costs of the 1 20 minimum, there is no state subsidy related to the costs of the 2 9 minimum, there is no state subsidy related to such user. Fees 3 1 charged to a not=for=profit organization or a private 1 2 individual shall be at an appropriate rate so that, at a 1 2 minimu
4 TISB 2141YH 82 5 rn/je/5 PAG LIN 1 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4 "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not-for-profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 22 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph 1, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 2 1 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 5 by the commission to be charged to a hospital licensed 2 6 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government, a not=for=profit organization. or a private 3 1 individual shall be at an appropriate rate so that, at a 4 1 29 minimum, there is no state subsidy related to the costs of the 3 10 connection or use of the network related to such user Fees 3 1 charged to a not=for=profit organization, conditioned upon 5 2 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purpose associated with th
PAG LIN 1 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph 1, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 22 establish all hourly rates to be charged to all authorized 2 30 jursuant to chapter 135B, a physician clinic, or the federal 2 4 of the network in establishing the rates. A fee established 2 5 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government, a note-for=profit organization, or a private 3 1 12 minimum, there is no state subsidy related to the costs of the 3 12 individual shall be at an appropriate rate so that, at a 4 29 minimum, there is no state subsidy related to the costs of the 4 130 connection or use of the network related to such user. Fees 4 31 individual shall be subject to the provisions of section 3 8D.13. subsection 20. 3 4 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 4 5 following new subsections: 6 1 NEW SUBSECTION. 5 A not=for=profit organization, conditioned upon 6 the submission of an application to the commis
1 1 Section 1. Section 8D.2, subsection 4, Code 2007, is 1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16. or a not=for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 20 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 6 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 7 2007, is amended to read as follows: 1 8 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 2 00 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 22 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 5 by the commission to be charged to a hospital licensed 2 6 pursuant to chapter 135B, a physician clinic, or the federal 2 7 government, a notefor=profit organization, or a private 2 8 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to such user. Fees 1 31 charged to a not=for=profit organization or a private 2 8 individual shall be subject to the provisions of section 3 8D.13, subsection 20. 3 was section 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned
1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician climic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 5D1(c)13) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5D. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 1 21 lease costs for Parts I, II, and III. The commission shall 2 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization, or a private 1 32 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to the costs of the 1 32 individual shall be at an appropriate rate of tha
1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician climic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 5D1(c)13) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5D. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 1 21 lease costs for Parts I, II, and III. The commission shall 2 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization, or a private 1 32 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to the costs of the 1 32 individual shall be at an appropriate rate of tha
1 2 amended to read as follows: 1 3 4. "Private agency" means an accredited nonpublic school, 1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician climic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 5D1(c)13) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5D. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 20 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 1 21 lease costs for Parts I, II, and III. The commission shall 2 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization, or a private 1 32 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to the costs of the 1 32 individual shall be at an appropriate rate of tha
1 4 a nonprofit institution of higher education eligible for 1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16_ or a not=for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 2 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 2 by the commission to be charged to a hospital licensed 2 pursuant to chapter 135B, a physician clinic, or the federal 2 private in the chapter 135B, a physician clinic, or the federal 2 private in anotefor=profit organization, or a private 3 individual shall be at an appropriate rate so that, at a 1 private in a notefor=profit organization or a private 1 all individual shall be authorized to utilize the network 2 that read a private agency pursuant to section 8D.2, 3 subsection 7. Section 8D.9, Code 2007, is amended by adding the 3 following new subsections: NEW SUBSECTION. 5. A notefor=profit organization 2 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administrat
1 5 tuition grants, or a hospital licensed pursuant to chapter 1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9. subsection 5. 1 11 Sec. 2. Section 8D.9. code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 2 3 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government. a not=for=profit organization. or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 3 0 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be authorized to utilize the network 2 subsection 4, shall be authorized to utilize the network 2 subsection 4, shall be authorized to utilize the network 2 subsection 5. A not=for=profit organization conditioned upon 2 forms and approval criteria shall be determined by the 2 commission by rule, and shall include information relating to 2 commission by rule, and shall include infor
1 6 135B or a physician clinic to the extent provided in section 1 7 8D.13, subsection 16, or a not=for=profit organization exempt 1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9. subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 9 system and ensure that rates are sufficient to pay for the 20 operation of the system excluding the cost of construction and 1 1 lease costs for Parts I, II, and III. The commission shall 1 22 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 2 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 2 individual shall be subject to the provisions of section 1 3 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 5 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 6 the
1 8 from federal income taxation under section 501(c)(3) of the 1 9 Internal Revenue Code and approved to access the network 1 10 pursuant to section 8D.9, subsection 5. 1 11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 1 12 following new subsection: 1 13 NEW SUBSECTION. 4A. "Private individual" means a private 1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph 1, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 1 21 lease costs for Parts I, II, and III. The commission shall 1 22 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 55 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization or a private 2 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval crit
1 10 pursuant to section 8D.9. subsection 5. 11 Sec. 2. Section 8D.9. subsection 5. 11 Sec. 2. Section 8D.2. Code 2007, is amended by adding the 12 following new subsection: 12 NEW SUBSECTION. 4A. "Private individual" means a private 14 citizen or resident of this state who has been approved to 15 access the network pursuant to section 8D.9, subsection 6. 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 17 2007, is amended to read as follows: 18 i. Evaluate existing and projected rates for use of the 19 system and ensure that rates are sufficient to pay for the 20 operation of the system excluding the cost of construction and 21 lease costs for Parts I, II, and III. The commission shall 22 establish all hourly rates to be charged to all authorized 23 users for the use of the network and shall consider all costs 24 of the network in establishing the rates. A fee established 25 by the commission to be charged to a hospital licensed 26 pursuant to chapter 135B, a physician clinic, or the federal 27 government, a not=for=profit organization, or a private 128 individual shall be at an appropriate rate so that, at a 29 minimum, there is no state subsidy related to the costs of the 30 connection or use of the network related to such user. Fees 131 charged to a not=for=profit organization or a private 1 individual shall be subject to the provisions of section 20 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 6 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 10 the organization or an application to the commission and receipt 7 from the commission of an application to the commission and receipt 1 rate qualification purposes as
11 Sec. 2. Section 8D.2, Code 2007, is amended by adding the 112 following new subsection: 113 NEW SUBSECTION. 4A. "Private individual" means a private 114 citizen or resident of this state who has been approved to 115 access the network pursuant to section 8D.9, subsection 6. 116 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 117 2007, is amended to read as follows: 118 i. Evaluate existing and projected rates for use of the 119 system and ensure that rates are sufficient to pay for the 120 operation of the system excluding the cost of construction and 121 lease costs for Parts I, II, and III. The commission shall 122 establish all hourly rates to be charged to all authorized 123 users for the use of the network and shall consider all costs 124 of the network in establishing the rates. A fee established 125 by the commission to be charged to a hospital licensed 126 pursuant to chapter 135B, a physician clinic, or the federal 127 government, a not=for=profit organization, or a private 128 individual shall be at an appropriate rate so that, at a 129 minimum, there is no state subsidy related to the costs of the 130 connection or use of the network related to such user. Fees 131 charged to a not=for=profit organization or a private 132 individual shall be subject to the provisions of section 133 8D.13. subsection 20. 134 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 135 following new subsections: 1 NEW SUBSECTION. 5. A not=for=profit organization conditioned upon 2 considered a private agency pursuant to section 8D.2, 2 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 2 from the commission of approval of eligibility. Application 2 from the commission of approval of eligibility. Application 2 from the organization's net worth or annual funding for reduced 2 the organization by rule, and shall include information relating to 2 the organization of 2. 1 NEW SUB
1 12 following new subsection: 1 13
1 14 citizen or resident of this state who has been approved to 1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph 1, Code 1 17 2007, is amended to read as follows: 1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 1 20 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 2 2 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 2 4 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 3 0 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13. subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 3 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 3 9 commission by rule, and shall include information relating to 4 10 the organization's net worth or annual funding for reduced 5 11 rate qualification purposes as provided in section 8D.13, 1 12 subsection 20. 1 13 NEW SUBSECTION. 6. A private indiv
1 15 access the network pursuant to section 8D.9, subsection 6. 1 16 Sec. 3. Section 8D.3, subsection 3, paragraph i, Code 1 17 2007, is amended to read as follows: 1 18
1 17 2007, is amended to read as follows: 1 18
1 18 i. Evaluate existing and projected rates for use of the 1 19 system and ensure that rates are sufficient to pay for the 2 10 operation of the system excluding the cost of construction and 2 11 lease costs for Parts I, II, and III. The commission shall 1 22 establish all hourly rates to be charged to all authorized 2 1 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government. a not=for=profit organization. or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 3 0 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13. subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 3 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 3 NEW SUBSECTION. 6. A private individual shall be 3 14 authorized to utilize the network conditioned upon the
1 20 operation of the system excluding the cost of construction and 1 21 lease costs for Parts I, II, and III. The commission shall 1 22 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not-for-profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not-for-profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13. subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not-for-profit organization 2 considered a private agency pursuant to section 8D.2, 2 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not-for-profit organization, conditioned upon 2 ferom the commission of an application to the commission and receipt 7 from the commission of approval of eligibility. Application 8 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 1 the organization's net worth or annual funding for reduced 11 rate qualification purposes as provided in section 8D.13, 212 subsection 20. 3 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 21 lease costs for Parts I, II, and III. The commission shall 1 22 establish all hourly rates to be charged to all authorized 1 23 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 3 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 3 NEW SUBSECTION. 6. A private individual shall be 3 14 authorized to utilize the network conditioned upon the
1 23 users for the use of the network and shall consider all costs 1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 24 of the network in establishing the rates. A fee established 1 25 by the commission to be charged to a hospital licensed 1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 26 pursuant to chapter 135B, a physician clinic, or the federal 1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 27 government, a not=for=profit organization, or a private 1 28 individual shall be at an appropriate rate so that, at a 1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 29 minimum, there is no state subsidy related to the costs of the 1 30 connection or use of the network related to such user. Fees 1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 considered a private agency pursuant to section 8D.2, 2 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 2 subsection 20. 3 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 31 charged to a not=for=profit organization or a private 1 32 individual shall be subject to the provisions of section 1 33 8D.13. subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 32 individual shall be subject to the provisions of section 1 33 8D.13, subsection 20. 1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 2 considered a private agency pursuant to section 8D.2, 2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 34 Sec. 4. Section 8D.9, Code 2007, is amended by adding the 1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 6 the submission of an application to the commission and receipt 7 from the commission of approval of eligibility. Application 8 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
1 35 following new subsections: 2 1 NEW SUBSECTION. 5. A not=for=profit organization 2 considered a private agency pursuant to section 8D.2, 3 subsection 4, shall be authorized to utilize the network 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 6 the submission of an application to the commission and receipt 7 from the commission of approval of eligibility. Application 8 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 13 NEW SUBSECTION. 6. A private individual shall be 14 authorized to utilize the network conditioned upon the
2 considered a private agency pursuant to section 8D.2, 2 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 5 business of the not=for=profit organization, conditioned upon 6 the submission of an application to the commission and receipt 7 from the commission of approval of eligibility. Application 8 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 13 NEW SUBSECTION. 6. A private individual shall be 14 authorized to utilize the network conditioned upon the
2 3 subsection 4, shall be authorized to utilize the network 2 4 strictly for purposes associated with the administration or 2 5 business of the not=for=profit organization, conditioned upon 2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
5 business of the not=for=profit organization, conditioned upon 6 the submission of an application to the commission and receipt 7 from the commission of approval of eligibility. Application 8 forms and approval criteria shall be determined by the 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 11 rate qualification purposes as provided in section 8D.13, 12 subsection 20. 13 NEW SUBSECTION. 6. A private individual shall be 14 authorized to utilize the network conditioned upon the
2 6 the submission of an application to the commission and receipt 2 7 from the commission of approval of eligibility. Application 2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
2 8 forms and approval criteria shall be determined by the 2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
2 9 commission by rule, and shall include information relating to 2 10 the organization's net worth or annual funding for reduced 2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
2 11 rate qualification purposes as provided in section 8D.13, 2 12 subsection 20. 2 13 NEW SUBSECTION. 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
2 12 subsection 20. 2 13 <u>NEW SUBSECTION</u> . 6. A private individual shall be 2 14 authorized to utilize the network conditioned upon the
2 14 authorized to utilize the network conditioned upon the
2 15 submission of an application to the commission and receipt
2 16 from the commission of approval of eligibility. Application 2 17 forms and approval criteria shall be determined by the
2 18 commission by rule, and shall include information relating to
2 19 the individual's address of residence for identification of 2 20 enterprise zone status relating to reduced rate qualification

2 21 as provided in section 8D.13, subsection 20. Sec. 5. Section 8D.11, subsections 1 and 2, Code 2007, are 2 23 amended to read as follows:

The commission may purchase, lease, and improve 2 25 property, equipment, and services for telecommunications for 26 public and private agencies and private individuals and may 27 dispose of property and equipment when not necessary for its 28 purposes. However, the commission shall not enter into a 28 purposes. 29 contract for the purchase, lease, or improvement of property 30 equipment, or services for telecommunications pursuant to this 31 subsection in an amount greater than one million dollars 32 without prior authorization by a constitutional majority of 33 each house of the general assembly, or approval by the 34 legislative council if the general assembly is not in session. 35 The commission shall not issue any bonding or other long-term 1 financing arrangements as defined in section 12.30, subsection 2 1, paragraph "b". Real or personal property to be purchased 3 by the commission through the use of a financing agreement 3 4 shall be done in accordance with the provisions of section 3 5 12.28, provided, however, that the commission shall not 6 purchase property, equipment, or services for 7 telecommunications pursuant to this subsection in an amount 3 8 greater than one million dollars without prior authorization 3 9 by a constitutional majority of each house of the general 3 10 assembly, or approval by the legislative council if the 3 11 general assembly is not in session.

3 12

3 31

4 4

4

4 5

4

6 4

8

4 18

2. The commission also shall not provide or resell 13 communications services to entities other than public and 3 14 private agencies and private individuals. The public or 3 15 private agency or private individual shall not provide
3 16 communication services of the network to another entity unless
3 17 otherwise authorized pursuant to this chapter. The commission 3 18 may arrange for joint use of available services and 19 facilities, and may enter into leases and agreements with 3 20 private and public agencies and private individuals with 3 21 respect to the Iowa communications network, and public 22 agencies are authorized to enter into leases and agreements 23 with respect to the network for their use and operation. 3 24 Rentals and other amounts due under the agreements or leases 3 25 entered into pursuant to this section by a state agency are 26 payable from funds annually appropriated by the general 27 assembly or from other funds legally available. Other Other public 3 28 agencies may pay the rental costs and other amounts due under 3 29 an agreement or lease from their annual budgeted funds or 30 other funds legally available or to become available.

Sec. 6. Section 8D.13, subsection 1, Code 2007, is amended 3 32 to read as follows:

1. Moneys in the Iowa communications network fund are 34 appropriated to the Iowa telecommunications and technology 35 commission for purposes of providing financing for the 1 procurement, operation, and maintenance of the Iowa 2 communications network with sufficient capacity to serve the 3 video, data, and voice requirements of the educational 4 telecommunications system consisting of Part I, Part II, and Part III, and other public and private agencies and private <u>individuals</u>.

Sec. 7. Section 8D.13, subsection 2, paragraph c, Code

2007, is amended to read as follows:
c. "Part III" means the communications connection between 4 10 the secondary switching centers and the agencies defined in 4 11 section 8D.2, subsections 4 and 5, excluding state agencies, 4 12 institutions under the control of the board of regents, 4 13 nonprofit institutions of higher education eligible for 4 14 tuition grants, and the judicial branch, judicial district 4 15 departments of correctional services, hospitals and physician 4 16 clinics, agencies of the federal government, and post offices. not=for=profit organizations, and private individuals.

Section 8D.13, Code 2007, is amended by adding the Sec. 8. 4 19 following new subsection:

NEW SUBSECTION. 20. Access to the network shall be 4 21 offered to not=for=profit organizations defined as a private 4 22 agency pursuant to section 8D.2, subsection 4, and to private 4 23 individuals pursuant to section 8D.2, subsection 4A. A 4 24 not=for=profit organization or a private individual shall 25 receive approval from the commission prior to authorized usage 26 as provided in section 8D.9, subsection 5 or 6, and shall be 4 27 responsible for all costs associated with becoming a part of 28 the network. In establishing rates applicable to a 29 not=for=profit organization or a private individual pursuant 4 30 to section 8D.3, subsection 3, the commission shall adopt by

4 31 rule a rate differential whereby authorized users submitting

4 32 information on the application required pursuant to section 4 33 8D.9, subsections 5 and 6, shall be subject to a reduced rate 4 34 for authorized use if the following apply:

a. For a not=for=profit organization, an estimated annual funding level or net worth of less than three hundred fifty thousand dollars.

b. For a private individual, a residence located in an 4 area of a city that meets the distress criteria provided under 5 the enterprise zone program in section 15E.194, subsection 2.

The commission shall establish rates applicable to not=for=profit organizations and private individuals to whom paragraphs "a" and "b" do not apply to compensate for the rate 9 reduction for qualifying organizations or individuals. EXPLANATION

This bill adds not=for=profit organizations and private 12 individuals to the list of authorized users of the Iowa 5 13 communications network.

The bill provides that prior to being authorized, a 5 15 not=for=profit organization or a private individual shall 5 16 submit an application on a form to be developed by the Iowa telecommunications and technology commission to the commission 5 18 for approval as an authorized user. The bill provides that 5 19 the commission shall establish rates for usage which ensure 20 that no state subsidy related to the costs of the connection 21 or use of the network by not=for=profit organizations or 22 private individuals as users occurs, and provides that such 23 organizations and individuals shall be responsible for all 24 costs associated with becoming a part of the network. 25 bill provides, however, that the commission shall establish a 26 rate differential whereby not=for=profit organizations with 27 annual funding or a net worth of less than \$350,000, or 28 private individuals residing in an enterprise zone, shall pay 29 reduced rates. The bill directs the commission to establish 30 rates applicable to organizations with a higher funding level 31 or higher net worth and private individuals not residing in an 5 32 enterprise zone to balance out the reduced rates.

The bill makes conforming changes to Code chapter 8D, which 34 deals with the Iowa communications network and the duties of 5 35 the telecommunications and technology commission.

1 LSB 2141YH 82

2 rn:nh/je/5.1

5

5

5 10

5

8 5

11

5 14

17

33